

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED

18 U.S.C. §§ 2252A(a)(5)(B) & (b)(2) - Possession of Child Pornography

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

 PENALTY: Imprisonment: Minimum 10 years; Maximum 20 years
 Fine: Maximum \$250,000
 Supervised Release: Minimum 5 years; Maximum Lifetime
 Special Assessment: Mandatory \$100

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

DEFENDANT - U.S.

▶ ROBERT EDGAR WEAGLE

DISTRICT COURT NUMBER

CR11-00279

~~DMP~~

SBA

DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) ☐ If not detained give date any prior summons was served on above charges ▶2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)

FILED

APR 27 2011

IS IN CUSTODY
 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND
4) ☒ On this charge5) ☐ On another conviction☐ Federal ☐ State6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes
☐ No

If "Yes" give date filed

DATE OF ARREST ▶

Month/Day/Year

Or... If Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY ▶

Month/Day/Year

☐ This report amends AO 257 previously submitted**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

FEDERAL BUREAU OF INVESTIGATION

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District
☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:
☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

4-11-70337 MAG

Name and Office of Person

Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) JOSHUA HILL, AUSA

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:

MELINDA HAAG (CABN 132612)
United States Attorney

FILED
APR 27 2011
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SBA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT EDGAR WEAGLE,

Defendant.

CR11-00279

No.

VIOLATIONS: 18 U.S.C. §§
2252A(a)(5)(B) & (b)(2) - Possession of
Child Pornography; 18 U.S.C. § 2253 -
Criminal Forfeiture

OAKLAND VENUE

INFORMATION

The United States Attorney charges:

COUNT ONE: (18 U.S.C. §§ 2252A(a)(5)(B) & (b)(2) - Possession of Child Pornography)

1. On or about March 11, 2011, in the Northern District of California, the defendant,

ROBERT EDGAR WEAGLE,

did knowingly possess any matter that contained an image of child pornography, as defined in
Title 18, United States Code, Section 2256(8)(A), namely any visual depiction of sexually
explicit conduct where the production of such visual depiction involves the use of a minor
engaging in sexually explicit conduct, that had been mailed, and shipped and transported using

INFORMATION

any means or facility of interstate and foreign commerce, and in and affecting interstate and foreign commerce by any means, including by computer, and that was produced using materials that had been mailed, and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer.

All in violation of Title 18, United States Code, Sections 2252A(a)(5)(B) and (b)(2).
FORFEITURE ALLEGATION: (18 U.S.C. § 2253 - Criminal Forfeiture)

2. The factual allegations contained in Paragraph 1 of this Information are hereby re-alleged and by this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 2253.

3. Upon conviction of the offense alleged in Count One above, the defendant,
 ROBERT EDGAR WEAGLE,
 shall forfeit to the United States his interest in: (1) any visual depiction or other matter containing such visual depiction or image of child pornography which was produced, transported, mailed, shipped, distributed, received, or possessed as alleged in Count One of this Information; including the following: (a) silver and black desktop computer with serial number D74720722401961; (b) ASUS laptop computer with serial number ending in 218237; (c) desktop computer with black case and Apple sticker; (d) 1 GB Memorex 2.0 thumb drive; (e) Kingston thumb drive; (f) 160 GB Maxtor external hard drive with serial number 2HC04CTM; (g) Smart drive external hard drive with serial number 0700609; (h) silver external hard drive; (i) 20 GB Hitachi hard drive with serial number JPBA5900776AB47728S0449; (j) 80 GB Western Digital hard drive with serial number WMAJ936908996; (k) 80 GB Seagate Barracuda hard drive with serial number 5JVKM27Y; (l) Seagate Cheetah hard drive with serial number 3KQ1P9J3; (m) external hard drive with serial number 089133; (n) Western Digital external hard drive with serial number WXE307167173; (o) 10.05 GB Travelstar hard drive with serial number 173X2403; (p) 160 GB Maxtor hard drive with serial number 4G160J8080111; (q) USB 2.0 external hard drive; (r) three DVDs; (s) 2 GB Lexar thumb drive; (t) 512 MB SanDisk micro cruze thumb drive; (u) silver Universal thumb drive; (v) 4 GB silver Emprex thumb drive; and (w) 120 MB Imation floppy disk; (2) any property, real or personal, constituting or traceable to

gross profits or other proceeds obtained from the offenses alleged in Count One of this Information; and (3) any property, real or personal, used or intended to be used to commit or to promote the commission of the offenses alleged in Count One of this Information.

4. If, as a result of any act or omission of the defendant, any of said property
- a. cannot be located upon the exercise of due diligence;
 - b. has been transferred or sold to, or deposited with, a third person;
 - c. has been placed beyond the jurisdiction of the Court;
 - d. has been substantially diminished in value; or
 - e. has been commingled with other property which cannot be divided without difficulty;

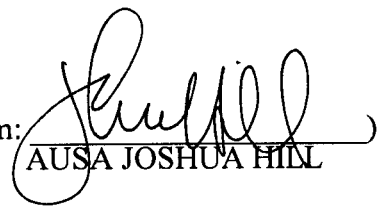
any and all interest defendant has in any other property, up to the value of the property described in paragraph 3 above, shall be forfeited to the United States pursuant to Title 21, United States Code, Section 853(p).

All in violation of Title 18, United States Code, Section 2253.

DATED: April 27, 2011

MELINDA HAAG
United States Attorney


MAUREEN BESSETTE
Chief, Oakland Division

(Approved as to form: )

AUSA JOSHUA HILL